

IFU



PC10350B
U.S. Patent Application No. 10/781,102

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop Amendment, Hon. Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this 7th day of October, 2005.

By

(Signature of person mailing)
Heather Randhahn

(Typed or printed name of person)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark D. Fidock

Serial No.: 10/781,102

Group Art Unit: 1652

Filed: February 18, 2004

Examiner: Saidha, Tekchand

Title: PHOSPHODIESTERASE ENZYMES

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

In response to the Notice of Non-Compliant Amendment (copy attached), mailed September 29, 2005, please find attached herewith the replacement drawings for Figures 1A and 4A of the specification, amended to include proper identification as "Replacement Sheets" in the top margin in accordance with 37 CFR 1.121(d).

Applicants' response to the Notice of Non-Compliant Amendment is timely filed and no extension fee is necessary.

If additional information is needed concerning this response please contact the undersigned attorney.

Respectfully submitted,

Nicholas I. Slepchuk, Jr.
Attorney for the Applicants
Reg. No. 32,174

Date: October 7, 2005
Pfizer Inc.
Patent Department
MS8260-1611
Eastern Point Road
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/781,102 ✓	02/18/2004	Mark D. Fidock	10350B	6351

28523 7590 09/29/2005
PFIZER INC.
PATENT DEPARTMENT, MS8260-1611
EASTERN POINT ROAD
GROTON, CT 06340

EXAMINER

SAIDHA, TEKCHAND

ART UNIT	PAPER NUMBER
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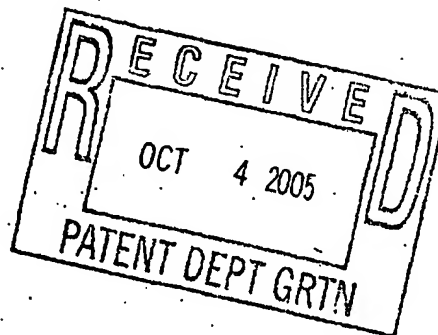
1652

DATE MAILED: 09/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to OIA due

DUE DATE	<i>Oct 29, 2005</i>
DOCKETED BY	<i>smm</i>
() NOTE TO THE ATTORNEY: _____	



BEST AVAILABLE COPY

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No:

10/781,102

Applicant(s)

Examiner

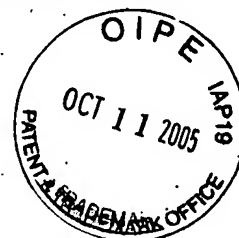
Art Unit

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 9-20-05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☒ 3. Amendments to the drawings:
- ☒ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____



For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37-CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Quayle Barden
Legal Instruments Examiner (LIE)

1571-272-0555
Telephone No.